

Notice of Allowability

Application No.

10/690,960

Examiner

Bena Miller

Applicant(s)

DINHOFFER, JAY B.

Art Unit

3725

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☐ This communication is responsive to _____.
2. ☒ The allowed claim(s) is/are 16-20.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☒ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☒ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☒ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☒ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material

5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☒ Interview Summary (PTO-413), Paper No./Mail Date 8/29/06
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

Bena Miller
BENA MILLER
PRIMARY EXAMINER

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Milton Dinhoff on August 29, 2006.

The application has been amended as follows:

In the Specification, on page 8, after line 24 the phrase ---

BRIEF DESCRIPTION OF THE DRAWINGS

FIG 1 is depiction of the doll at rest.

FIG 2 is a view of the filament stretched when the doll is lifted.

FIG 3 is a view of the doll compressed downwards.

FIG 4 is cross-section of the head attached to the spring.

FIG 5 is a top view of the base.

FIG 6 shows a cross-section of an indented wire through hole.

FIG 7 is a cross-section of dead coils and a sliding clip on flanges.

FIG 8 shows the doll uncovered.

FIG 9 is a means for clipping the doll.

FIG 10 shows the clip in a horizontal position. ----

has been inserted.

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In the Abstract, in line 10, the phrase "15 claims, 4 drawing sheets" has been deleted.

Claims 1-15 have been canceled and

-- Claim 16. A bouncing, gyrating toy doll consisting of a conical shaped compression spring including a spring wire with a circular cross-section having a small diameter top end and a large diameter bottom end, a weighted doll head having a neck, a weighted base having feet and horizontal extended arms having hands, said spring further includes a plurality of light weight coils, said weighted doll head is connected to the small diameter top end of the conical spring, the large diameter bottom end of the conical spring is connected to the weighted base and the arms is connected horizontally to an upper part of the spring wherein the conical shaped spring stands freely upright.

Claim 17. The bouncing gyrating toy doll of claim 16, wherein the small diameter circular cross-section of the spring wire allows the spring to be compressed completely downward with a minimum pressure to a top portion of the doll head and when released the wire imparts a slow cycle and long traverse to the spring when oscillating.

Claim 18. The bouncing gyrating toy doll of claim 16 further includes a weight attached to the base wherein the weight keeps the spring leveled and upright when not in motion and when the spring is released, the base prevents the spring from bouncing from a surface on which the toy stands.

Claim 19. The bouncing gyrating toy doll of claim 16 further includes a clamping means hinged to the base of the toy wherein the clamping means enables the toy to maintain an upright operating position when clamped to a vertical surface.

Claim 20. The bouncing gyrating toy doll of claim 16 further includes a filament connected between the doll head and the base to prevent the spring from stretching beyond a tensile limit. ---

has been inserted.

The following is an examiner's statement of reasons for allowance: Prior art, Del Mas, teaches springs connected to body parts of a doll. Prior art, Lin, teaches a toy having head portion attached to a spring, Prior art, Wilkson et al, teaches a toy having

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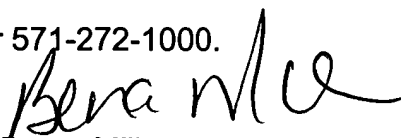
a head portion connected to a spring. However, the prior art fails to teach a toy doll consisting of all the elements claimed.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Bena Miller whose telephone number is 571.272.4427. The examiner can normally be reached on Monday-Friday.

The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.


Bena Miller
Primary Examiner
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August 30, 2006